

AMENDED IN ASSEMBLY APRIL 9, 2007

CALIFORNIA LEGISLATURE—2007–08 REGULAR SESSION

ASSEMBLY BILL

No. 1119

Introduced by Assembly Member Fuller

February 23, 2007

An act to ~~amend Section 43023.5 of~~ *add Section 44282.5 to* the Health and Safety Code, relating to air pollution.

LEGISLATIVE COUNSEL'S DIGEST

AB 1119, as amended, Fuller. Air pollution: ~~districts; funds.~~ *Carl Moyer Memorial Air Quality Standards Attainment Program.*

Existing law gives to the State Air Resources Board the primary responsibility for the control of emissions from motor vehicles. The state board is required to administer the Carl Moyer Memorial Air Quality Standards Attainment Program to provide grants to offset the incremental cost of projects that reduce covered emissions from covered sources. The state board is required to establish and update grant criteria and guidelines for covered vehicle projects.

This bill would require the state board to take all reasonable steps to choose criteria for determining eligibility of diesel emission control device projects to be funded through the Carl Moyer program that qualify the most manufacturers to ensure competition and low prices for these devices.

~~Existing law requires any air quality management district or air pollution control district with a population of 1,000,000 residents or greater, in consultation with the State Air Resources Board, to expend not less than 50% of the moneys appropriated for the Carl Moyer Air Quality Standards Attainment Program, programs to fund the purchase of reduced-emissions schoolbuses, and diesel mitigation programs, in~~

a manner that directly reduces air contaminants or the public health risks associated with air contaminants, in communities with the most significant exposure to air contaminants or localized air contaminants, or both, including communities of minority populations or low-income populations, or both.

This bill would require the state board to provide recommendations to the districts on methods to comply with this requirement.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 44282.5 is added to the Health and Safety
2 Code, to read:

3 44282.5. The state board shall take all reasonable steps to
4 choose criteria for determining eligibility of diesel emission control
5 device projects to be funded through the program that qualify the
6 most manufacturers to ensure competition and low prices for these
7 devices. The criteria shall include the use of the highest available
8 level particulate matter control device verified by the state board.

9 SECTION 1. ~~Section 43023.5 of the Health and Safety Code~~
10 is amended to read:

11 43023.5. (a) ~~Districts with a population of one million residents~~
12 ~~or greater, in consultation with the state board, shall ensure that~~
13 ~~not less than 50 percent of the funds appropriated for purposes of~~
14 ~~the programs specified in paragraphs (1) to (3), inclusive, are~~
15 ~~expended in a manner that directly reduces air contaminants or~~
16 ~~reduces the public health risks associated with air contaminants~~
17 ~~in those districts, including, but not limited to, airborne toxics and~~
18 ~~particulate matter, in communities with the most significant~~
19 ~~exposure to air contaminants or localized air contaminants, or both,~~
20 ~~including, but not limited to, communities of minority populations~~
21 ~~or low-income populations, or both:~~

22 (1) ~~The Carl Moyer Air Quality Standards Attainment Program~~
23 ~~(Chapter 9 (commencing with Section 44275) of Part 5 of Division~~
24 ~~26 of the Health and Safety Code).~~

25 (2) ~~Programs for the purchase of reduced-emissions schoolbuses.~~

26 (3) ~~Diesel mitigation programs.~~

27 (b) ~~A district with less than one million residents is encouraged~~
28 ~~to expend funds available to the district for the purposes specified~~

1 in subdivision (a) in a manner similar to that set forth in subdivision
2 (a), to the extent that district determines that this is feasible.
3 (e) ~~To the extent that funds are available, the state board shall~~
4 ~~provide recommendations to the districts on methods to comply~~
5 ~~with subdivision (a).~~

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